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EXECUTIVE SECRETARIAT
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		ACTION	INFO	DATE	INITIAL
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14	D/OLL				
15	D/PAO				
16	SA/IA				
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SUSPENSE

Date

Remarks

Executive Secretary
11 Dec 84

Date

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United States Department of State

Washington, D.C. 20520 S/S 8433749

UNCLASSIFIED
(With ~~SECRET~~ Attachment)

December 10, 1984

Senior Interagency Group No. 23

Executive Registry

84-7058/2

TO : OVP - Mr. Donald P. Gregg
NSC - Mr. Robert Kimmitt
ACDA - Mr. William Staples
CIA - [REDACTED]
Commerce - Mrs. Helen Robbins
Customs - Mr. Stephen Dougherty
Defense - COL R. J. Affourtit
Energy - Mr. William Vitale
FBI - Mr. Edward O'Malley
JCS - LTC Thomas O'Connell
Justice - Mr. Ronald Blunt
NASA - Mr. Kenneth Pedersen
NSA - [REDACTED]
OMB - Mr. Alton Keel
OSTP - Dr. George Keyworth
Treasury - Mr. Christopher Hicks
UNA - Amb. Harvey Feldman
USTR - Mr. Dennis Whitfield

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SUBJECT: SIG/TT Executive Committee Meeting

Attached is the Summary of Conclusions for the executive committee meeting of the SIG On the Transfer of Strategic Technology, held on November 21, 1984.

3mckinley
Charles Hill
Executive Secretary

Attachment:
Summary of Conclusions

UNCLASSIFIED
(With ~~SECRET~~ Attachment)

DCI
EXEC
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November 26, 1984

PARTICIPANTS: See Attached List

DATE AND TIME: November 21, 1984 at 9:30 a.m.

PLACE: Room 1206A, Department of State

SUBJECT: Technology Transfer MOU with India and the Hemlock
and CDC Cases

SUMMARY OF CONCLUSIONS

Under Secretary Schneider convened the Executive Committee of the SIG to seek interagency approval of three ad referendum agreements with the Government of India--the technology transfer MOU, the Hemlock license for silicon manufacture and the CDC agreement on computer sales to the GOI.

Under Secretary Schneider pointed out that negotiation of these agreements had been a part of the USG effort to improve relations with Indians, as set out in NSDD 147. He also stressed the extreme sensitivity of these negotiations because of the GOI's concerns about its sovereignty. He noted that the GOI had said that it would repudiate the agreement if the MOU became public before it was signed.

PM DAS Robert Dean stated that all the USG's principal goals had been met in New Delhi. NEA DAS Raphel explained the bilateral political context of the MOU and said that the Indians were now prepared to improve relations with the US.

The focus of the ensuing interagency discussion was on the sufficiency of the GOI's guarantees--contained within the MOU and in related side letters--concerning the USG's right to inspect Indian facilities where US-origin technology was in use. Although representatives of Commerce, DOD and State agreed that the language of the MOU and the side letters left room for interpretation, there was general agreement that the texts should be read in the context of the GOI's oral assurances, which had the blessing of the Prime Minister. Moreover, the MOU's effectiveness could be readily tested through a USG request to make an on-site inspection. While agreeing that the MOU probably represented the best that could be obtained from the GOI, the DOD representatives urged that its contents not be taken as a precedent for later MOU's.

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The NSC representative, Mr. Rosen, stated that because of concern about ambiguities in the texts he had to consult further before he could give NSC's clearance.

However, the SIG approved the MOU for signature on condition that the GOI would agree, with respect to retransfers of controlled commodities or data, to the insertion of a phrase, e.g., "in advance", into the notification procedures in the MOU. The USG would agree to any formulation which would specify the USG's right to receive prior notification of retransfers.

Hemlock

After brief discussion, the participants agreed to approve the Hemlock license on condition that the MOU's implementing procedures were worked out satisfactorily.

CDC

The chairman sought approval of the CDC case to allow CDC to remain among the companies competing for a GOI contract. However, when DOD representatives indicated they needed more time to study certain aspects of the case, it was agreed to deal with the CDC issue in a separate meeting.

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DECL: OADR

EXECUTIVE COMMITTEE MEETING
SIG ON THE TRANSFER OF STRATEGIC TECHNOLOGY

November 21, 1984

Room 1206A, Department of State

PARTICIPANTS

State

U/S William Schneider, Chairman
Mr. Michael Marks, T
Mr. Robert Dean, PM
Mr. Arnold Raphel, NEA
Mr. Dale Tahtinen, EB
Mr. William Gussman, PM

Commerce

Mr. William Archey
Mr. Vincent DeCain
Mr. Theodore Wu

CIA

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Customs

Mr. George Corcoran
Mr. Gary Waugh

Defense

Mr. Charles Hamilton
Mr. Robert Mennella
Mr. Michael Higgins

NSC

Mr. Stephen Rosen

OVP

Mr. Walt Doran